

DANIEL J. BERGESON, Bar No. 105439
dbergeson@be-law.com
MELINDA M. MORTON, Bar No. 209373
mmorton@be-law.com
DONALD P. GAGLIARDI, Bar No. 138979
dgagliardi@be-law.com
JOHN W. FOWLER, Bar No. 037463
jfowler@be-law.com
BERGESON, LLP
303 Almaden Boulevard, Suite 500
San Jose, CA 95110-2712
Telephone: (408) 291-6200
Facsimile: (408) 297-6000

Attorneys for Plaintiff
VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VERIGY US, INC, a Delaware Corporation

Plaintiff,

vs.

ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive,

Defendants.

Case No. C07 04330 RMW (HRL)

**PLAINTIFF'S ADMINISTRATIVE
MOTION FOR LEAVE TO FILE
DOCUMENTS UNDER SEAL**

Judge: Honorable Ronald M. Whyte
Ctrm: 6

Complaint Filed: August 22, 2007
Trial Date: None Set

AND RELATED CROSS ACTIONS

1 Pursuant to Civil Local Rules 7-11(a) and 79-5(b), Plaintiff Verigy U.S., Inc. (“Plaintiff”
2 or “Verigy”) requests that the following materials be filed under seal, as they contain confidential
3 information that is protected by the Stipulated Protective Order entered by the Court on August
4 29, 2007. The documents submitted under seal include: Portions of the Memorandum of Points
5 and Authorities in Opposition to Defendants’ Motion for Summary Adjudication and for
6 Modification of Preliminary Injunction; Portions of the Memorandum of Points and Authorities in
7 Opposition to Defendants’ Motion for Summary Adjudication as to Verigy’s Third-Fifth Claims
8 for Relief; Portions of the Declaration of Wei Wei in Opposition to Defendants’ Motion for
9 Summary Adjudication and for Modification of Preliminary Injunction and Exs. B, D, and E
10 thereto; Exhibits A-D of the Morton Decl. in Opposition to Defendants’ Motion for Summary
11 Adjudication as to Verigy’s Third-Fifth Claims for Relief; and Exs. A-C of the Stebbins Decl. in
12 Opposition to Defendants’ Motion for Summary Adjudication and for Modification of Preliminary
13 Injunction.

14 These materials (hereafter “the Materials”) disclose information that has been designated
15 as “Confidential” or “Highly Confidential – Attorneys’ Eyes Only” by the parties under the
16 Protective Order, without objection to those designations (although Verigy reserves its rights to
17 challenge such designations pursuant to the Stipulated Protective Order). Although the
18 information in the Materials has been designated as protected from disclosure under the Protective
19 Order, Verigy must rely on this information in support of its Application. The parties’
20 confidentiality interest therefore overcomes the right of public access to the record, as a substantial
21 probability exists that the parties’ overriding confidentiality interest will be prejudiced if the
22 record is not sealed. Further, the proposed sealing is narrowly tailored and no less restrictive
23 means exist to achieve this overriding interest

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1 Pursuant to Local Civil Rule 79-5(b)-(c), Verigy therefore lodges the Materials with this
2 Court, and respectfully requests leave to file the aforementioned documents under seal.

3 Respectfully submitted.

4 Dated: August 15, 2008

BERGESON, LLP

5 By: /s/
6 Melinda M. Morton
7 Attorneys for Plaintiff
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